

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

AMERICAN UNIVERSITY OF ANTIGUA COLLEGE  
OF MEDICINE, a foreign corporation,

Plaintiff,

United States District Court Judge  
Patrick J. Duggan, presiding  
Michael Hluchaniuk, referral  
Case No.: 2:10-cv-10978

v

STEVEN L. WOODWARD,

Defendant.

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**PLAINTIFF'S RESPOSNE TO DEFENDANT'S MOTION FOR COUNTERCLAIMS**  
**(DOCKET NO. 193)**

Plaintiff, American University of Antigua College of Medicine ("AUA"), respectfully requests that the Court deny Defendant's Motion as untimely and futile. The Court should summarily deny this motion as it is filed nearly 2 years following defendant's responsive pleadings. See e.g., Fed. R. Civ. P. 13(a). Similarly, Defendant's claims are barred by the doctrine of res judicata. See e.g., *Westwood Chemical Co. v. Kulick*, 656 F.2d 1224, 1227 (6th Cir. 1981). Here, defendant previously brought claims against AUA in the Oakland County Circuit Court which summarily dismissed the same. Defendant sought appellate review of this dismissal and the Michigan Court of Appeals unanimously affirmed. Defendant did not seek

review of this opinion. See *Woodward v American University of Antigua, et al*, decided January 13, 2011 (Docket No. 292172). Plaintiff requests and order of costs associated with filing of this response and requests that the Court require Defendant post a security for costs should oral argument on this matter be required.

Respectfully Submitted,

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Dated: January 2, 2012

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing Plaintiff's Response to Defendant's Motion for Counterclaims (Docket No. 193) and this Certificate of Service were served upon Steven L. Woodward, Defendant, via his email address [Steve\\_L\\_woodward@yahoo.com](mailto:Steve_L_woodward@yahoo.com) and First Class U.S. mail to Steven Woodward, c/o 7211 Brittwood Lane, Flint, MI 48507 on January 2, 2012.

/s/ Eric A. Buikema  
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